**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION.**

**CIVIL APPLICATION NO. 438 of 2007.**
**IN**
**FIRST APPEAL NO. 343 OF 2003.**

| Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders. | Court's or Judge's orders. |
|---|---|

Shri Dilip Bodake for the Applicant.

Ms.Urmila Sanil for the Respondent no.1.

**CORAM : ABHAY S.OKA, J.**

**DATED : 23rd January, 2007.**

**P.C.:**

1. Heard the learned Advocates appearing for the parties. Considering the grounds in the Memorandum of Appeal and the facts and circumstances of the case, the Civil Application is disposed of by the following order:

i) The Applicant is permitted to withdraw a sum of Rs.1,40,000/- without any security subject to final outcome of the Appeal.

ii) The Applicant is permitted to withdraw a further amount of Rs.30,000/- on furnishing adequate security. Rest of the amount will

be invested by the learned trial Court in fixed deposit in any nationalised Bank initially for a period of three years and thereafter the fixed deposit shall be renewed from time to time till disposal of the Appeal.

**Judge.**